Court No. 2

Writ Petition No. 1287 (M/S) of 2002

Mussoorie Phosphorite Project
Employees Union through its
General Secretary P.K. Mukharjee ..... Petitioner.

Versus

The appellate Authority for Industrial
and Financial Reconstruction, New Delhi
and two others. ..... Respondents.

.....

Hon'ble P.C. Verma, J.

Heard Sri Gopal Narain, learned counsel for the petitioner as well as Sri V.K. Kohli, learned counsel for the respondent No.3.

The controversy centres around a very short point. The learned counsel for the petitioner submits that the employees are being enforced to accept the terms of Voluntary Separation Scheme. Learned counsel for the respondent No.3-Company submits that the Company is not pressurising anyone to accept the terms of Voluntary Separation Scheme but the Company is giving benefit to those who have voluntarily accepted the Scheme. In view of this statement made by learned counsel for the respondent No.3-Company no order is required to be passed and the petition may be disposed of finally.

The appellate authority is directed to decide the appeal within shortest possible time say within a period of three months from the date of production of certified copy of this order. However, parties are at liberty to move in accordance with law. In view of the aforesaid order, learned counsel for the petitioner submits that now the petition may be disposed of.

The petition is disposed of accordingly.

19.02.2003 **(P.C. Verma, J.)**
P.Singh